

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 846

BY: DICKERSON

AS INTRODUCED

AN ACT RELATING TO HARASSING TELEPHONE CALLS;

AMENDING 21 O.S. 1991, SECTION 1172, WHICH RELATES
TO OBSCENE, THREATENING OR HARASSING TELEPHONE
CALLS; DELETING DEFENSE OF DISCLOSURE OF IDENTITY;
AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1172, is amended to read as follows:

Section 1172. A. It shall be unlawful for a person who, by means of a telephone, willfully either:

1. Makes any comment, request, suggestion, or proposal which is obscene, lewd, lascivious, filthy, or indecent;

2. Makes a telephone call, whether or not conversation ensues, ~~without disclosing his identity and~~ with intent to annoy, abuse, threaten, or harass any person at the called number;

3. Knowingly permits any telephone under his control to be used for any purpose prohibited by this section; and

4. In conspiracy or concerted action with other persons, makes repeated calls or simultaneous calls solely to harass any person at the called number(s).

B. Use of a telephone facility under this section shall include all use made of such a facility between the points of origin and reception. Any offense under this act is a continuing offense and shall be deemed to have been committed at either the place of origin or the place of reception.

C. Any person who is convicted of the provisions of subsection A of this section, shall be guilty of a misdemeanor as defined in this title.

D. Any person who is convicted of a second offense under this section shall be guilty of a felony as defined in this title.

SECTION 2. This act shall become effective September 1, 1992.

43-2-1575

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